

Department of Social Services

Regulation: 22 VAC 40-790-10 et seq.

Name: Minimum Standards for Local Agency Operated Volunteer Respite Child Care Programs

Regulatory Review Checklist Items:

Item 1: A statement identifying and describing the source(s) of the state and/or federal legal authority to promulgate the contemplated regulation, the scope of the authority provided, and the extent to which the authorized rulemaking is mandatory or discretionary, together with an attached copy of all cited legal provisions. (Be sure to attach a copy of all cited legal provisions.)

§63.1-25 of the Code of Virginia (attachment A) authorizes the State Board of Social Services to promulgate regulations for programs within the Department of Social Services.

Item 2: A Statement delineating the potential issues to be addressed in the proposed regulation, with any preliminary regulatory language that has been developed attached. (Be sure to attach a copy of any preliminary language.)

This regulation provides for the repeal of 22 VAC 40-790-10 et seq. (attachment B)

Item 3: A statement setting forth the reasoning by which the agency has concluded that the contemplated regulation is essential to protect the health, safety or welfare of citizens or for the efficient and economical performance of an important governmental function, including a discussion of the problems the regulation's provisions are intended to solve.

This regulation is not essential to protect the health, safety or welfare of citizens, or for the efficient, economical performance of an important government function. There are no programs being operated which would fall under this program.

Item 4: A statement describing the process by which the agency has considered, or will consider, less burdensome and less intrusive alternatives for achieving the essential purpose (identified in Item 3 above), the alternatives considered or to be considered (to the extent known), and the reasoning by which the agency has rejected any of the alternatives considered.

Standards of the type reflected in this regulation are currently in regulations promulgated by the Department's Licensing Unit. (22 VAC 15-30 et seq) This regulation is

unnecessary.

Item 5: **A statement describing the impact that the proposed regulation is likely to have on family formation, stability and autonomy.**

This regulatory action will repeal an unnecessary regulation and will not have an impact on family formation, stability or autonomy.